IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 6327 of 2005

Between:

Sri Bellamkonda Lakshmi Ranga Educational Society, Giddalur Village and Mandal, Prakasam District rep by Secrtary Bellamkonda Srinivasa Rao

... PETITIONER

AND

1 The Government of Andhra PRadesh, rep by PRincipal Secrtary, Medical and Health, Secrtariat, Hyderabad
2 The Director of Medical Education, Sultan Bazar, Koti, Hyderabad

..RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, Writ or direction more particularly in the nature of Writ of Mandamus declaring the action of the respondents in not issuing G.O. to establish school of Nursing (GNM) to the petitioner's society is illegal, arbitrary, and violation of the principles of natural justice and consequently direct the respondent to consider the representation dt 5-11-2004 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case

Counsel for the Petitioner: MR.K.VISWANATHAM

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMI.WELFARE

The Court at the stage of admission made the following:

ORDER:

This writ petition is filed seeking writ of Mandamus declaring the action of the respondents in not issuing the orders in favour of the petitioner society to establish School of Nursing (GNM) as arbitrary and illegal and consequently to direct the respondents to consider the representation dated 05-11-2004.

The petitioner society, in pursuance of the notification issued by the Chairman, Selection Committee for Paramedical Institutions, has submitted its application complying with all the requirements. In pursuance thereof, the Chairman, Selection Committee appointed inspection team, which has inspected the petitioner society and submitted its report. In the mean time, the Selection Committee was disbanded. Thereafter, the second respondent-Director of Medical Education has taken entire charge of the Selection Committee and no action has been taken, so far. The only grievance of the petitioner is that the respondents have failed to take further steps on the basis of the said recommendation and no orders have been passed, so far. The petitioner has also made a representation dated 05-11-2004 requesting to take further steps on the recommendation made by the Secretary, Selection Committee for Paramedical Institutions and also to sanction intake of fifty candidates; however, the respondents have not taken any steps. Hence, this writ petition.

I have heard the learned counsel for the petitioner and the learned Government Pleader for Medical and Health appearing for the respondents.

Having regard to the facts and circumstances of the case and particularly in view of the fact that the case of the petitioner has been recommended by the Secretary, Selection Committee,

I deem it appropriate to dispose of the writ petition with a direction to the respondents to consider the representation of the petitioner dated 05-11-2004 and pass appropriate orders, in accordance with law, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order and communicate the same to the petitioner.

The Writ Petition is accordingly disposed of. No order as to costs.

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G. ROHINI, J

Dated: 25-03-2005

LSK

ASSISTANT REGISTRAR

To

1. The Principal Secretary, Government of Andhra Pradesh,
   Medical and Health, Secretariat, Hyderabad.

2 The Direct of Medical Education, Govt. of A.P. Sultan Bazar, Hyderabad.

3. Two C.Cs. to the Government Pleader for Medical and Health, High Court Buildings, Hyderabad. (OUT)

4. Two C.D. copies.